

Sean Hecker  
William H. Taft V  
Nicholas C. Tompkins  
DEBEVOISE & PLIMPTON LLP  
919 Third Avenue  
New York, New York 10022  
Tel: (212) 909-6000  
Fax: (212) 521-6836  
shecker@debevoise.com  
whaft@debevoise.com  
ntompkin@debevoise.com  
*Counsel to Defendant Alexander Varshavsky*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----	X	
	:	
SERGEY LEONTIEV,	:	
	:	
Plaintiff,	:	
	:	
- v. -	:	Case No. 1:16-cv-03595 (JSR)
	:	
ALEXANDER VARSHAVSKY,	:	
	:	
Defendant.	:	
	:	
-----	X	

**NOTICE OF MOTION  
TO DISMISS PLAINTIFF'S SECOND CAUSE OF ACTION**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law dated June 24, 2016, and upon all prior pleadings and proceedings herein, the undersigned, attorneys for Defendant, respectfully move this Court for an order dismissing Plaintiff's second cause of action pursuant to Federal Rule of Civil Procedure 12(b)(6). As set by the Court, Plaintiff's answering papers shall be served and filed by July 8, 2016; Defendant's reply papers shall be served and filed by July 15, 2016; and oral argument on the motion shall be heard at 4:00 p.m. on July 26, 2016.

Dated: New York, New York  
June 24, 2016

DEBEVOISE & PLIMPTON LLP

/s/ Sean Hecker

Sean Hecker

William H. Taft V

Nicholas C. Tompkins

919 Third Avenue

New York, New York 10022

Tel: (212) 909-6000

Fax: (212) 521-6386

shecker@debevoise.com

whtaft@debevoise.com

ntompkin@debevoise.com

*Counsel to Defendant Alexander Varshavsky*